



STATE OF CONNECTICUT

CONNECTICUT SITING COUNCIL

Ten Franklin Square, New Britain, CT 06051

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VIA ELECTRONIC MAIL

May 2, 2022

Mr. Joe Treacy
40 Berkshire Way
Simsbury, CT 06066
Joetreacy872@yahoo.com

RE: **PETITION NO. 1313** – DWW Solar II, LLC declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed construction, maintenance and operation of a 26.4 megawatt AC solar photovoltaic electric generating facility on approximately 289 acres comprised of 5 separate and abutting privately-owned parcels located generally west of Hopmeadow Street (US 202/CT 10), north and south of Hoskins Road, and north and east of County Road and associated electrical interconnection to Eversource Energy’s North Simsbury Substation west of Hopmeadow Street in Simsbury, Connecticut.

Dear Mr. Treacy:

The Connecticut Siting Council (Council) is in receipt of your April 28, 2022 e-mail correspondence concerning maintenance of the two barns along Hoskins Road in Simsbury at the above-referenced solar facility site, and replacement of 26 rhododendrons DWW planted at the end of Berkshire Way.

Please be advised that the 26 rhododendrons DWW planted at the end of Berkshire Way and any other plantings installed by DWW outside the boundaries of the solar facility site are located on private property and are not part of the Visual Mitigation Plan approved by the Council for the solar facility site on March 29, 2019. The Council does not have any jurisdiction over off-site landscaping on privately-owned abutting properties.

Please also be advised that in its approval of the solar facility, the Council did not order DWW to retain and maintain the two barns.¹ During the proceedings, the Simsbury Fire Marshal recommended the hazardous barns be removed, and the Council noted the dilapidated condition of the barns, including, but not limited to, safety and fire risks associated with the barns. DWW opted to retain the two barns along Hoskins Road for visual screening due to recommendations from the Town of Simsbury and the State Historic Preservation Office (SHPO). Although SHPO determined development of the solar facility site would not directly impact the two barns, SHPO requested DWW design and submit to SHPO a protection plan for the two barns. This plan consists of “mothballing” the two barns in place.

Consistent with SHPO’s mothballing plan, DWW removed vegetation growing adjacent to the two barns, and through the roof of the western barn, improved drainage in the areas surrounding the barns and performed minor repairs to reduce further deterioration. This was described in DWW’s most recent correspondence to the Council in response to your concerns that was submitted on November 30, 2021. DWW indicated that once similar materials from dilapidated barns that are to be removed from another DWW-owned solar facility site in East Windsor are available, repairs would take up to a year to complete.

¹ The Council ordered DWW to develop a Visual Mitigation Plan that includes landscape plantings and fencing.

Thank you.

Sincerely,

A handwritten signature in cursive script, appearing to read "Melanie A. Bachman".

Melanie A. Bachman
Executive Director

cc: Lee D. Hoffman, Esq., Pullman & Comley, LLP, counsel for DWW (lhoffman@pullcom.com)
Catherine Labadia, SHPO (Catherine.Labadia@ct.gov)
The Honorable Wendy Mackstutis, First Selectman, Town of Simsbury
(wmackstutis@simsbury-ct.gov)
Maria Capriola, Town Manager, Town of Simsbury (townmanager@simsbury-ct.gov)

From: Joe Treacy <joetreacy872@yahoo.com>
Sent: Thursday, April 28, 2022 10:09 PM
To: CSC-DL Siting Council <Siting.Council@ct.gov>
Cc: Maria Capriola <mcapriola@simsbury-ct.gov>; Labadia, Catherine <Catherine.Labadia@ct.gov>;
gmcgregor@simsbury-ct.gov; Askham Sean <saskham@simsbury-ct.gov>; Wellman Eric
<ewellman@simsbury-ct.gov>
Subject: TVS - Simsbury

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Dear Ms Bachman

Below are current pictures of barns at the intersection of Hoskins and County roads which serve as part of the buffers for the TVS project. If TVS is conducting the inspections of the property as you have required in your approval, I'm not sure how you continue to support their plan for use of recycled wood from their other projects sometime in the future. I am concerned that both of these barns which have some historical significance will collapse from disrepair before they are properly maintained.

In addition, they have made no effort to replace or maintain the 26 dead rhododendrons that they planted at the end of Berkshire Way as part of their buffer plan.

I realize that these are insignificant problems in this day and age but your approval of this project was predicated on their agreement to maintain their property and create buffers for their neighbors. You be the judge if they are honoring the agreement.

Thank you once again for your consideration of these issues.

Joe Treacy
40 Berkshire Way
Simsbury







Sent from my iPad